

COUNTY COUNCIL  
OF  
HARFORD COUNTY, MARYLAND

BILL NO. 91-36 (AS AMENDED)

Introduced by Council President Wilson  
at the request of the County Executive  
Legislative Day No. 91-15 Date May 21, 1991

AN ACT to add new Subsection 256-45.4, System Development Fee for Water and Sewer to Article V, Capital Charges of Chapter 256, Water and Sewers of the Harford County Code, as amended, to build capacity back into the Water and Sewer Systems which have been utilized over the last six (6) years.

By the Council, May 21, 1991  
Introduced, read first time, ordered posted and public hearing scheduled  
on: June 18, 1991  
at: 6:00 P.M.  
By Order: Doris Poulsen, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on June 18, 1991, and concluded on, June 18, 1991

Doris Poulsen, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. **91-36**  
**AS AMENDED**

1 Section 1. Be It Enacted by the County Council of Harford  
2 County that new Subsection 256-45.4, System Development Fee for  
3 Water and Sewer of Article V, Capital Changes of Chapter 256 Water  
4 and Sewers be, and it is hereby added, all to read as follows:

5 SECTION 256-45.4 SYSTEM DEVELOPMENT FEE FOR WATER AND SEWER

6 A. A SYSTEM DEVELOPMENT FEE IS HEREBY ESTABLISHED AS AN  
7 ADDITIONAL FEE ON EVERY WATER AND/OR SEWER CONNECTION AS FOLLOWS:

8 (1) THE WATER SYSTEM DEVELOPMENT FEE PER 5/8" EQUIVALENT AREA  
9 CONNECTION CHARGE IS \$821.00, WHICH SHALL BE INCREASED ANNUALLY  
10 EACH JULY 1 BY SIX PERCENT (6%).

11 (2) THE SEWER SYSTEM DEVELOPMENT FEE PER 5/8" EQUIVALENT AREA  
12 CONNECTION CHARGE IS \$1,696.00, WHICH SHALL BE INCREASED ANNUALLY  
13 EACH JULY 1 BY SIX PERCENT (6%).

14 B. EXCEPT AS PROVIDED IN SUBSECTIONS E, F, AND G OF THIS SECTION,  
15 THE WATER AND/OR SEWER SYSTEM DEVELOPMENT FEES SHALL BE PAID PRIOR  
16 TO THE ISSUANCE OF THE SEWER AND/OR WATER PLUMBING PERMIT FOR  
17 CONNECTION. THE WATER AND/OR SEWER MAINS SHALL BE APPROVED AND  
18 EXECUTED AS OPERATIONAL BY THE DEPARTMENT OF PUBLIC WORKS PRIOR TO  
19 THE ISSUANCE OF THE SEWER AND/OR WATER PLUMBING PERMIT FOR  
20 CONNECTION.

21 C. THE WATER AND/OR SEWER SYSTEM DEVELOPMENT FEES SHALL BE PAID  
22 FOR ALL CONNECTIONS, NOTWITHSTANDING THE FACT THAT THERE MAY HAVE  
23 BEEN AN AREA CHARGE CREDIT.

24 D. THE WATER AND/OR SEWER SYSTEM DEVELOPMENT FEES MAY BE FINANCED  
25 IN ACCORDANCE WITH SECTION 256-12A OF THIS CHAPTER.

26 E. FOR THOSE PROPERTIES WHICH ARE PART OF A LEGISLATIVELY  
27 APPROVED WATER AND/OR SEWER PETITION AND ARE IMPROVED BY AN

1 EXISTING RESIDENTIAL OR COMMERCIAL STRUCTURE, THE WATER SYSTEM  
2 DEVELOPMENT FEE AND/OR THE SEWER SYSTEM DEVELOPMENT FEE IS NOT  
3 APPLICABLE, SO LONG AS CONNECTION IS MADE WITHIN THREE (3) YEARS  
4 AFTER THE SYSTEM HAS BEEN APPROVED AS OPERATIONAL AND AVAILABLE FOR  
5 PROPERTY CONNECTION. THIS EXEMPTION APPLIES ONLY TO THOSE  
6 PROPERTIES WHICH, AS OF MAY 1, 1991 HAVE REQUESTED A WATER AND/OR  
7 SEWER PETITION THROUGH THE DEPARTMENT OF PUBLIC WORKS, WHICH HAS  
8 RESULTED IN A LEGISLATIVELY APPROVED PETITION AS OF ~~DECEMBER 31~~  
9 MARCH 31, 1991 1992. RECONSTRUCTION, NEW CONSTRUCTION, OR A CHANGE  
10 IN USE THAT RESULTS IN AN INCREASE IN FIXTURE COUNT SHALL BE  
11 SUBJECT TO CONNECTION CHARGES, SURCHARGES, THE WATER SYSTEM  
12 DEVELOPMENT FEE, THE SEWER SYSTEM DEVELOPMENT FEE AND OTHER FEES  
13 AND CHARGES IN EFFECT AT THE TIME OF THE ISSUANCE OF THE PLUMBING  
14 PERMIT FOR CONNECTION.

15 F. THE WATER SYSTEM DEVELOPMENT FEE AND/OR THE SEWER SYSTEM  
16 DEVELOPMENT FEE SHALL NOT APPLY TO PROPERTIES A BUILDING OR  
17 STRUCTURE FOR WHICH ~~A COUNTY GOVERNMENT PLUMBING PERMIT FOR~~  
18 ~~CONNECTION HAS BEEN APPROVED BY THE CLOSE OF COUNTY BUSINESS ON~~  
19 ~~DECEMBER 31, 1991 AND FOR WHICH A BUILDING PERMIT APPLICATION IS~~  
20 ~~ACCEPTED BY THE COUNTY BY SEPTEMBER 30, 1991.~~

21 (1) A COUNTY BUILDING PERMIT APPLICATION HAS BEEN ACCEPTED  
22 ON OR BEFORE SEPTEMBER 30, 1991;

23 (2) A COUNTY PLUMBING PERMIT HAS BEEN ISSUED ON OR BEFORE  
24 DECEMBER 31, 1991; AND

25 (3) A PLUMBING ROUGHING-IN INSPECTION HAS BEEN CONDUCTED AND  
26 APPROVED BY THE DEPARTMENT OF INSPECTIONS, LICENSES AND PERMITS ON  
27 OR BEFORE FEBRUARY 28, 1992.

1 G. IF FOR ANY REASON THE WATER AND SEWER DEVELOPMENT FEES  
2 REQUIRED BY THIS SECTION FOR A BUILDING OR STRUCTURE HAVE NOT BEEN  
3 PAID BEFORE A CERTIFICATE OF USE AND OCCUPANCY HAS BEEN ISSUED FOR  
4 THE BUILDNG OR STRUCTURE AND THE BUILDING OR STRUCTURE DOES NOT  
5 QUALIFY FOR AN EXEMPTION UNDER SUBSECTIONS E OR F OF THIS SECTION,  
6 THE DEVELOPMENT FEES SHALL BE PAID BEFORE THE CERTIFICATE OF USE  
7 AND OCCUPANCY IS ISSUED.

8 G.H. THIS SECTION OF THE CODE APPLIES TO THE HARFORD COUNTY  
9 SANITARY DISTRICT AND ALL SANITARY SUBDISTRICTS OTHER THAN THE SWAN  
10 CREEK SEWER SANITARY SUBDISTRICT ESTABLISHED BY THE HARFORD COUNTY  
11 LAW.

12 Section 2. And Be It Further Enacted that this Act shall take  
13 effect ~~on~~ SIXTY (60) CALENDAR DAYS FROM the date it becomes law.

14 EFFECTIVE: September 17, 1991

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BY THE COUNCIL

BILL NO. 91-36 As Amended

Read the third time.

Passed: LSD 91-22 (July 16, 1991)

Failed of Passage: \_\_\_\_\_

By Order

Doris Poulsen, Secretary

Sealed with the County Seal and presented to the County Executive  
for her approval this 17th day of July, 1991  
at 3:00 o'clock P.M.

Doris Poulsen, Secretary

BY THE EXECUTIVE

Julius M. Lehmann  
COUNTY EXECUTIVE

APPROVED:

Date 7-19-91

BY THE COUNCIL

This Bill, (No. 91-36 As Amended), having been approved by the  
Executive and returned to the Council, becomes law on July 19, 1991.

Doris Poulsen, Secretary

EFFECTIVE DATE: September 17, 1991